



Practitioner's Booklet

CU-3281

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Oleh Szklar et al.

Application No.: 10/ 661,571

Group No.: 3362

Filed: July 1, 2003

Examiner:

For: SYSTEM FOR RAILROAD VEHICLE VERIFICATION

Assistant Commissioner for Patents

Washington, D.C. 20231

ATTENTION: EXAMINING GROUP 3362

PETITION UNDER 37 C.F.R. § 1.59(b) TO EXPUNGE ACCOMPANYING
INFORMATION SUBMITTED UNDER M.P.E.P. § 724.02, 7th Edition

NOTE: "A petition under 37 CFR 1.59(b) to expunge information submitted under MPEP Section 724.02 will be entertained only if the petition fee (37 CFR 1.17(i)) is filed and the information has been found not to be important to a reasonable examiner in deciding on patentability. If the information is found to be important to a reasonable examiner in deciding on patentability, any petition to expunge the information will be denied. Any such petition to expunge information submitted under MPEP Section 724.02 should be directed to the examining group to which the application is assigned." M.P.E.P., § 724.05, 7th Edition.

NOTE: Any such petition to expunge may accompany the submission of the information and, in any event, must be submitted in sufficient time that it can be acted on prior to the date on which the patent or reexamination certificate issues. Timely submission of the petition is, accordingly, extremely important. If the petition does not accompany the information when it is initially submitted, the petition should be submitted while the application or reexamination is pending in the examining group and before it is transmitted to the Publishing Division. If, for any reason, a decision to expunge cannot be, or is not, made prior to the date on which the patent or reexamination certificate issues, any material then in the file will remain therein and be open to the public. Accordingly, it is important that both the submission of any material under MPEP Section 724.02 and the submission of any petition to expunge occur as early as possible during the examination process. The decision will be held in abeyance and be decided upon the close of prosecution on the merits. M.P.E.P., § 724.05, 7th Edition.

1. Applicant hereby petitions under 37 C.F.R. § 1.59(b) to expunge the information submitted herewith under M.P.E.P. § 724.03.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office.

Date: December 23, 2003

Signature

Brian W. Hameder
(type or print name of person certifying)

(Petition under 37 C.F.R. § 1.59(b) to Expunge Accompanying Information Submitted under M.P.E.P. § 724.02

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2. The information which is submitted herewith and for which applicant petitions to be expunged is:

- ☒ trade secret material
- ☒ proprietary material
- ☐ subject to a protective order

and the information has not been otherwise made public.

3. Petitioner confirms that the applicant will retain the information submitted herewith for the period of any patent with regard to which this information is submitted.

4. This petition to expunge is being submitted

- ☐ by
- ☒ on behalf

of the party in interest who originally submitted the information.

5. Fee

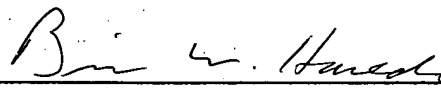
The fee required by 37 C.F.R. § 1.17(i) is to be paid as follows:

- ☒ Enclosed is a check for \$130.00.
- ☒ Charge Account 12-0400 for any fee deficiency.
- ☐ Charge Account _____ the sum of \$130.00.

Reg. No.: 45613

Tel. No.: (312) 427-1300

Customer No.:



SIGNATURE OF PRACTITIONER
Brian W. Hameder

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